

APPLICATION FOR A PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

I, Wm. Fitzpatrick, John G Hail, & Ezra Brown
(Name of Applicant)

of Myrtle Creek, County of Douglas
(Postoffice)

State of Ore., do hereby make application for a permit to appropriate the following described public waters of the State of Oregon, subject to existing rights:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is _____
(Name of stream)

North Myrtle Creek

2. The amount of water which the applicant intends to apply to beneficial use is _____
One (1) cubic feet per second.

3. The use to which the water is to be applied is _____
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
Irrigation only

4. The point of diversion is located 16 ch. 37 lk. southwest of the northeast
(Give distance and bearing to section corner)
corner of northwest 4 of Sec. 4, Township 29 S. R. 4 West W. M.

being within the NE 1/4 of the NW 1/4 of Sec. 4, Tp. 29 S
(Give smallest legal subdivision) (No. N. or S.)

R. 4 W, W. M., in the county of Douglas
(No. E. or W.)

5. The ditch to be about 103 ch. 94 lk. miles in
(Main ditch, canal or pipe line)
length, terminating in the NE 1/4 of the SW 1/4 of Sec. 5, Tp. 29 S, R. 4 W
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is _____
The North Myrtle Creek Irrigation Ditch

DESCRIPTION OF WORKS

Diversion Works—

7. (a) Height of dam 4 1/2 feet, length on top 40 feet, length at bottom 40 feet; material to be used and character of construction _____
(Loose rock, concrete,

Timber & rock
masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber, 3 ft. opening
(Timber, concrete, etc., number and size of openings)

*A different form of application is provided where an appropriation is to be made by the enlargement of existing works, or where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

Canal System—

8. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: Width on top (at water line).....feet; width on bottom 3 feet; depth of water.....feet; grade 1/4 inch per rod feet fall per one thousand feet.

(b) At.....miles from headgate: Width on top (at water line).....feet; width on bottom.....feet; depth of water.....feet; grade.....feet fall per one thousand feet. 1/4 inch to the rod.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

Irrigation—

9. The land to be irrigated has a total area of 36 acres, located in each smallest legal subdivision, as follows.....

In the northeast 1/4 of the NW 1/4 of Sec. (4) Township 29 S R (4) West W M there will be two acres. (Give area of land in each smallest legal subdivision which you intend to irrigate)

In the northwest 1/4 of the NW 1/4 of Sec. (4) Township 29 S R (4) West W. M. there will be six acres:

In the southeast 1/4 of the NE 1/4 of Sec. (5) Township 29 S R 4 West W. M. there will be 10 acres.

In the southwest 1/4 of the NE 1/4 of Sec. 5 Township 29 S R 4 West W. M., there will be 10 acres;

In the NE 1/4 of the SW 1/4 of Sec. 5 Township 29 S R 4 west W. M, there are 8 acres.

(If more space required, attach separate sheet)

Power, Mining, Manufacturing, or Transportation Purposes—

10. (a) Total amount of power to be developed.....theoretical horsepower.

(b) Total fall to be utilized.....feet. (Head)

(c) The nature of the works by means of which the power is to be developed.....

(d) Such works to be located in.....of Sec. (Legal subdivision)

Tp....., R....., W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream?..... (Yes or No.)

(f) If so, name stream and locate point of return....., Sec....., Tp....., R....., W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which the power is to be applied is.....

(h) The nature of the mines to be served.....

Municipal Supply—

11. To supply the city of _____, _____ County, having a present population of _____, and an estimated population of _____ in 19_____.

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$ 300
13. Construction work will begin on or before At once
14. Construction work will be completed on or before May 1st, 1912
15. The water will be completely applied to the proposed use on or before 1st of May, 1912

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the Board of Control, accompany this application.

Wm. Fitzpatrick (Name of applicant)
J G Hall
Ezra Brown

Signed in the presence of us as witnesses:

- (1) P R Weaver Myrtle Creek, Ore.
(2) E J Fairbanks Myrtle Creek, Ore.

Remarks Each party interested in the ditch is to have an equal part.

STATE OF OREGON,
County of Marion. } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction or completion, as follows:

For correction to answer to Question 9 and maps.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before November 4, 19 11.

WITNESS my hand this 5th day of October, 19 11.

John H Lewis
State Engineer.

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Application No. 1733

Permit No. 879

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. 1 District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 25 day of Sept 1911, at 8:00 o'clock A.M.

Returned to applicant for correction

October 5, 1911

Corrected application received

October 6, 1911

Approved

Nov 11 1911

Recorded in Book No. 4 of Permits on

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John H Lewis

DFM State Engineer. 1 map 8.40

STATE OF OREGON, County of Marion. ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: The appropriation for irrigation purposes shall be limited to one-eightieth of one cu. ft. per sec. for each acre irrigated. The use hereunder shall conform to any reasonable rotation system ordered by the proper State officer.

The priority date of this permit is September 25, 1911.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 45/100 (0.45) cubic feet per second. or its equivalent in case of rotation

Actual construction work shall begin on or before November 11, 1912

and shall thereafter be prosecuted with reasonable diligence and be completed on or before November 11, 1913

Complete application of the water to the proposed use shall be made on or before November 11, 1914

WITNESS my hand this 11th day of November, 1911

John H Lewis State Engineer.